



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

ARENT FOX PLLC
1050 CONNECTICUT AVENUE, N.W.
SUITE 400
WASHINGTON DC 20036

COPY MAILED

JAN 30 2007

OFFICE OF PETITIONS

In re Application of :
Shuhei Kato, et al. :
Application No. 09/636,591 : **DECISION ON PETITION**
Filed: August 10, 2000 :
Attorney Docket No. P100341-00003 :

This is a decision on the petition, filed August 10, 2006, which is being treated as a petition under 37 CFR 1.181 (no fee) requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

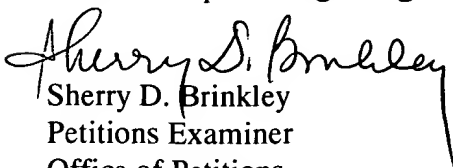
This application was held abandoned for failure to reply to the non-final Office action mailed April 20, 2005, which set a three (3) month shortened statutory period for reply. This decision precedes the mailing of a Notice of Abandonment.

Petitioner asserts that the Office action dated April 20, 2005 was not mailed to the correct address, and consequently, not received. In support, petitioner provides, inter alia, a copy of a change of correspondence address and post card receipt therefor dated February 11, 2002.

A review of the written record indicates an irregularity in the mailing of the Office action of April 20, 2005. In this regard, the Office received a change of address on February 11, 2002, prior to the mailing of the Office action of April 20, 2005. Office records were not updated to reflect this new change of address. Accordingly, as the Office action was mailed to an incorrect address, the holding of abandonment is withdrawn.

This application is being referred to the Technology Center technical support staff of Art Unit 2615 for remailing the Office action of April 20, 2005 and resetting the period for reply.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3204. All other inquiries regarding this application should be directed to the Technology Center.


Sherry D. Brinkley
Petitions Examiner
Office of Petitions